



General Assembly

Amendment

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LCO No. 9440

HB0716309440HDO

Offered by:

REP. SAYERS, 60th Dist.

SEN. HANDLEY, 4th Dist.

To: Subst. House Bill No. 7163

File No. 738

Cal. No. 359

***"AN ACT CONCERNING REVISIONS TO DEPARTMENT OF
PUBLIC HEALTH STATUTES AND REVISING THE SCOPE OF
PODIATRIC MEDICINE."***

1 In lines 478 and 557, after "shock therapy," insert "as defined in
2 section 17a-540,"

3 Strike section 23 in its entirety and renumber sections and internal
4 references accordingly

5 In line 806, after "pharmacology", insert ", treatment and
6 management of ocular disease,"

7 In line 822, before "a license", insert "(1)"

8 In line 826, after "chapter", insert ", or (2) a Council on Endorsed
9 Licensure Mobility for Optometrists certificate issued by the
10 Association of Regulatory Boards of Optometry, or its successor
11 organization"

12 Change the effective date of section 32 to "Effective July 1, 2007"

13 In line 1076, after ":", insert "The commissioner may issue permits
14 pursuant to subsections (c) to (e), inclusive, of this section prior to the
15 effective date of any regulations adopted pursuant to this section."

16 Strike line 1117 in its entirety and insert the following in lieu
17 thereof: "Sec. 37. Sections 19a-115, 19a-116a and 19a-121d of the general
18 statutes are repealed. (*Effective October 1, 2007*)"

19 After the last section, add the following and renumber sections and
20 internal references accordingly:

21 "Sec. 501. Section 10-212a of the general statutes is repealed and the
22 following is substituted in lieu thereof (*Effective July 1, 2007*):

23 (a) (1) A school nurse or, in the absence of such nurse, any other
24 nurse licensed pursuant to the provisions of chapter 378, including a
25 nurse employed by, or providing services under the direction of a local
26 or regional board of education at, a school-based health clinic, who
27 shall administer medical preparations only to students enrolled in such
28 school-based health clinic in the absence of a school nurse, the
29 principal, any teacher, licensed physical or occupational therapist
30 employed by a school district, or coach of intramural and
31 interscholastic athletics of a school may administer, subject to the
32 provisions of subdivision (2) of this subsection, medicinal
33 preparations, including such controlled drugs as the Commissioner of
34 Consumer Protection may, by regulation, designate, to any student at
35 such school pursuant to the written order of a physician licensed to
36 practice medicine, or a dentist licensed to practice dental medicine in
37 this or another state, or an optometrist licensed to practice optometry
38 in this state under chapter 380, or an advanced practice registered
39 nurse licensed to prescribe in accordance with section 20-94a, or a
40 physician assistant licensed to prescribe in accordance with section 20-
41 12d, and the written authorization of a parent or guardian of such
42 child. The administration of medicinal preparations by a nurse
43 licensed pursuant to the provisions of chapter 378, a principal, teacher,

44 licensed physical or occupational therapist employed by a school
45 district, or coach shall be under the general supervision of a school
46 nurse. No such school nurse or other nurse, principal, teacher, licensed
47 physical or occupational therapist employed by a school district, coach
48 or school paraprofessional administering medication pursuant to
49 subsection (d) of this section shall be liable to such student or a parent
50 or guardian of such student for civil damages for any personal injuries
51 [which] that result from acts or omissions of such school nurse or other
52 nurse, principal, teacher, licensed physical or occupational therapist
53 employed by a school district, coach or school paraprofessional
54 administering medication pursuant to subsection (d) of this section in
55 administering such preparations [which] that may constitute ordinary
56 negligence. This immunity [shall] does not apply to acts or omissions
57 constituting gross, wilful or wanton negligence.

58 (2) Each local and regional board of education that allows a school
59 nurse or, in the absence of such nurse, any other nurse licensed
60 pursuant to the provisions of chapter 378, including a nurse employed
61 by, or providing services under the direction of a local or regional
62 board of education at, a school-based health clinic, who shall
63 administer medical preparations only to students enrolled in such
64 school-based health clinic in the absence of a school nurse, the
65 principal, any teacher, licensed physical or occupational therapist
66 employed by a school district, or coach of intramural and
67 interscholastic athletics of a school to administer medicine or that
68 allows a student to self-administer medicine shall adopt written
69 policies and procedures, in accordance with this section and the
70 regulations adopted pursuant to subsection (c) of this section, that
71 shall be approved by the school medical advisor or other qualified
72 licensed physician. Once so approved, such administration of
73 medication shall be in accordance with such policies and procedures.

74 (b) Each school wherein any controlled drug is administered under
75 the provisions of this section shall keep such records thereof as are
76 required of hospitals under the provisions of subsections (f) and (h) of
77 section 21a-254 and shall store such drug in such manner as the

78 Commissioner of Consumer Protection shall, by regulation, require.

79 (c) The State Board of Education, in consultation with the
80 Commissioner of Public Health, may adopt regulations, in accordance
81 with the provisions of chapter 54, as determined to be necessary by the
82 board to carry out the provisions of this section, including, but not
83 limited to, regulations that (1) specify conditions under which a coach
84 of intramural and interscholastic athletics may administer medicinal
85 preparations, including controlled drugs specified in the regulations
86 adopted by the commissioner, to a child participating in such
87 intramural and interscholastic athletics, (2) specify conditions and
88 procedures for the administration of medication by school personnel to
89 students, and (3) specify conditions for self-administration of
90 medication by students. The regulations shall require authorization
91 pursuant to: (A) The written order of a physician licensed to practice
92 medicine, [or] a dentist licensed to practice dental medicine in this or
93 another state, an advanced practice registered nurse licensed under
94 chapter 378, a physician assistant licensed under chapter 370, a
95 podiatrist licensed under chapter 375 or an optometrist licensed under
96 chapter 380; and (B) the written authorization of a parent or guardian
97 of such child.

98 (d) (1) With the written authorization of a student's parents, and (2)
99 pursuant to the written order of the student's (A) physician licensed to
100 practice medicine, (B) an optometrist licensed to practice optometry
101 under chapter 380, (C) an advanced practice registered nurse licensed
102 to prescribe in accordance with section 20-94a, or [(C)] (D) a physician
103 assistant licensed to prescribe in accordance with section 20-12d, a
104 school nurse and a school medical advisor may jointly approve and
105 provide general supervision to an identified school paraprofessional to
106 administer medication, including, but not limited to, medication
107 administered with a cartridge injector, to a specific student with a
108 medically diagnosed allergic condition that may require prompt
109 treatment in order to protect the student against serious harm or death.
110 For purposes of this subsection, "cartridge injector" means an
111 automatic prefilled cartridge injector or similar automatic injectable

112 equipment used to deliver epinephrine in a standard dose for
113 emergency first aid response to allergic reactions.

114 Sec. 502. Subsection (b) of section 14-227c of the general statutes is
115 repealed and the following is substituted in lieu thereof (*Effective July*
116 *1, 2007*):

117 (b) A blood or breath sample shall be obtained from any surviving
118 operator whose motor vehicle is involved in an accident resulting in
119 the serious physical injury, as defined in section 53a-3, or death of
120 another person, if (1) a police officer has probable cause to believe that
121 such operator operated such motor vehicle while under the influence
122 of intoxicating liquor or any drug, or both, or (2) such operator has
123 been charged with a motor vehicle violation in connection with such
124 accident and a police officer has a reasonable and articulable suspicion
125 that such operator operated such motor vehicle while under the
126 influence of intoxicating liquor or any drug, or both. The test shall be
127 performed by or at the direction of a police officer according to
128 methods and with equipment approved by the Department of Public
129 Safety and shall be performed by a person certified or recertified for
130 such purpose by said department or recertified by persons certified as
131 instructors by the Commissioner of Public Safety. The equipment used
132 for such test shall be checked for accuracy by a person certified by the
133 Department of Public Safety immediately before and after such test is
134 performed. If a blood test is performed, it shall be on a blood sample
135 taken by a person licensed to practice medicine and surgery in this
136 state, a qualified laboratory technician, [an emergency medical
137 technician II,] a registered nurse, a physician assistant or a
138 phlebotomist. The blood samples obtained from an operator pursuant
139 to this subsection shall be examined for the presence and concentration
140 of alcohol and any drug by the Division of Scientific Services within
141 the Department of Public Safety.

142 Sec. 503. Subsection (b) of section 17a-502 of the general statutes, as
143 amended by section 1 of public act 07-49, is repealed and the following
144 is substituted in lieu thereof (*Effective October 1, 2007*):

145 (b) Any person admitted and detained under this section shall be
146 examined by a physician specializing in psychiatry not later than forty-
147 eight hours after admission as provided in section 17a-545, except that
148 any person admitted and detained under this section at a chronic
149 disease hospital shall be so examined not later than [twenty-four]
150 thirty-six hours after admission. If such physician is of the opinion that
151 the person does not meet the criteria for emergency detention and
152 treatment, such person shall be immediately discharged. The physician
153 shall enter the physician's findings in the patient's record.

154 Sec. 504. Section 19a-17 of the general statutes is repealed and the
155 following is substituted in lieu thereof (*Effective from passage*):

156 (a) Each board or commission established under chapters 369 to 376,
157 inclusive, 378 to 381, inclusive, and 383 to 388, inclusive, and the
158 Department of Public Health with respect to professions under its
159 jurisdiction [which] that have no board or commission may take any of
160 the following actions, singly or in combination, based on conduct
161 [which] that occurred prior or subsequent to the issuance of a permit
162 or a license upon finding the existence of good cause:

163 (1) Revoke a practitioner's license or permit;

164 (2) Suspend a practitioner's license or permit;

165 (3) Censure a practitioner or permittee;

166 (4) Issue a letter of reprimand to a practitioner or permittee;

167 (5) Place a practitioner or permittee on probationary status and
168 require the practitioner or permittee to:

169 (A) Report regularly to such board, commission or department
170 upon the matters which are the basis of probation;

171 (B) Limit practice to those areas prescribed by such board,
172 commission or department;

173 (C) Continue or renew professional education until a satisfactory
174 degree of skill has been attained in those areas which are the basis for
175 the probation;

176 (6) Assess a civil penalty of up to ten thousand dollars; or

177 (7) Summarily take any action specified in this subsection against a
178 practitioner's license or permit upon receipt of proof that such
179 practitioner has been:

180 (A) Found guilty or convicted as a result of an act which constitutes
181 a felony under (i) the laws of this state, (ii) federal law or (iii) the laws
182 of another jurisdiction and which, if committed within this state,
183 would have constituted a felony under the laws of this state; or

184 (B) Subject to disciplinary action similar to that specified in this
185 subsection by a duly authorized professional agency of any state, the
186 District of Columbia, a United States possession or territory or a
187 foreign jurisdiction. The applicable board or commission, or the
188 department shall promptly notify the practitioner or permittee that his
189 license or permit has been summarily acted upon pursuant to this
190 subsection and shall institute formal proceedings for revocation within
191 ninety days after such notification.

192 (b) Such board or commission or the department may withdraw the
193 probation if it finds that the circumstances [which] that required action
194 have been remedied.

195 (c) Such board or commission or the department where appropriate
196 may summarily suspend a practitioner's license or permit in advance
197 of a final adjudication or during the appeals process if such board or
198 commission or the department finds that a practitioner or permittee
199 represents a clear and immediate danger to the public health and
200 safety if he is allowed to continue to practice.

201 (d) In addition to the authority provided to the Department of
202 Public Health in subsection (a) of this section, the department may

203 resolve any disciplinary action with respect to a practitioner's license
204 or permit in any profession by voluntary surrender or agreement not
205 to renew or reinstate.

206 ~~[(d)]~~ (e) Such board or commission or the department may reinstate
207 a license [which] that has been suspended or revoked if, after a
208 hearing, such board or commission or the department is satisfied that
209 the practitioner or permittee is able to practice with reasonable skill
210 and safety to patients, customers or the public in general. As a
211 condition of reinstatement, the board or commission or the department
212 may impose disciplinary or corrective measures authorized under this
213 section.

214 ~~[(e)]~~ (f) As used in this section, the term "license" shall be deemed to
215 include the following authorizations relative to the practice of any
216 profession listed in subsection (a) of this section: (1) Licensure by the
217 Department of Public Health; (2) certification by the Department of
218 Public Health; and (3) certification by a national certification body.

219 ~~[(f)]~~ (g) As used in this chapter, the term "permit" includes any
220 authorization issued by the department to allow the practice, limited
221 or otherwise, of a profession which would otherwise require a license;
222 and the term "permittee" means any person who practices pursuant to
223 a permit.

224 Sec. 505. Subsection (a) of section 19a-32g of the general statutes is
225 repealed and the following is substituted in lieu thereof (*Effective July*
226 *1, 2007*):

227 (a) (1) There is established a Stem Cell Research Peer Review
228 Committee. The committee shall consist of five members appointed by
229 the Commissioner of Public Health. All members appointed to the
230 committee shall ~~[(1)]~~ (A) have demonstrated knowledge and
231 understanding of the ethical and medical implications of embryonic
232 and human adult stem cell research or related research fields,
233 including, but not limited to, embryology, genetics or cellular biology,
234 ~~[(2)]~~ (B) have practical research experience in human adult or

235 embryonic stem cell research or related research fields, including, but
236 not limited to, embryology, genetics or cellular biology, and [(3)] (C)
237 work to advance embryonic and human adult stem cell research.
238 Members shall serve for a term of four years commencing on October
239 first, except that three members first appointed by the Commissioner
240 of Public Health shall serve for a term of two years. No member may
241 serve for more than two consecutive four-year terms and no member
242 may serve concurrently on the Stem Cell Research Advisory
243 Committee established pursuant to section 19a-32f. All initial
244 appointments to the committee shall be made by October 1, 2005. Any
245 member who fails to attend three consecutive meetings or who fails to
246 attend fifty per cent of all meetings held during any calendar year shall
247 be deemed to have resigned from the committee.

248 (2) On and after July 1, 2007, the Commissioner of Public Health
249 may appoint such additional members to the Stem Cell Research Peer
250 Review Committee as the commissioner deems necessary for the
251 review of applications for grants-in-aid, provided the total number of
252 Stem Cell Research Peer Review Committee members does not exceed
253 fifteen. Such additional members shall be appointed as provided in
254 subdivision (1) of this subsection, except that such additional members
255 shall serve for a term of two years from the date of appointment.

256 Sec. 506. Section 20-12b of the general statutes is amended by
257 adding subsection (e) as follows (*Effective July 1, 2007*):

258 (NEW) (e) Any person, except a licensed physician assistant or a
259 physician licensed to practice medicine under chapter 370, who
260 practices or attempts to practice as a physician assistant, or any person
261 who buys, sells or fraudulently obtains any diploma or license to
262 practice as a physician assistant, whether recorded or not, or any
263 person who uses the title "physician assistant" or any word or title to
264 induce the belief that he or she is practicing as a physician assistant,
265 without complying with the provisions of this section, shall be fined
266 not more than five hundred dollars or imprisoned not more than five
267 years, or both. For the purposes of this section, each instance of patient

268 contact or consultation that is in violation of any provision of this
269 chapter shall constitute a separate offense. Failure to renew a license in
270 a timely manner shall not constitute a violation for the purposes of this
271 section.

272 Sec. 507. Subsection (a) of section 20-73b of the general statutes is
273 repealed and the following is substituted in lieu thereof (*Effective July*
274 *1, 2007*):

275 (a) Except as otherwise provided in this section, each physical
276 therapist licensed pursuant to this chapter shall complete a minimum
277 of twenty hours of continuing education during each registration
278 period. For purposes of this section, registration period means the
279 twelve-month period for which a license has been renewed in
280 accordance with section 19a-88 and is current and valid. The
281 continuing education shall be in areas related to the individual's
282 practice. Qualifying continuing education activities include, but are
283 not limited to, courses offered or approved by the American Physical
284 Therapy Association or any component of the American Physical
285 Therapy Association, a hospital or other licensed health care institution
286 or a regionally accredited institution of higher education.

287 Sec. 508. Subsection (b) of section 20-74bb of the general statutes is
288 repealed and the following is substituted in lieu thereof (*Effective from*
289 *passage*):

290 (b) A radiographer licensed pursuant to [subsection (c) of section
291 19a-14 and sections 20-74aa to 20-74cc, inclusive, and 20-74ee] this
292 chapter may operate a medical x-ray system under the supervision and
293 upon the written or verbal order of a physician licensed pursuant to
294 chapter 370, a chiropractor licensed pursuant to chapter 372, a
295 natureopath licensed pursuant to chapter 373, a podiatrist licensed
296 pursuant to chapter 375, a dentist licensed pursuant to chapter 379 or a
297 veterinarian licensed pursuant to chapter 384.

298 Sec. 509. Section 20-74dd of the general statutes is repealed and the
299 following is substituted in lieu thereof (*Effective from passage*):

300 [In any hospital, as defined in section 19a-490, a] A radiologic
301 technologist licensed by the Department of Public Health [, who (1) has
302 completed a course of study in radiologic technology in a program
303 accredited by the Committee on Allied Health Education and
304 Accreditation of the American Medical Association or its successor
305 organization, or a course of study deemed equivalent to such
306 accredited program by the American Registry of Radiologic
307 Technologists and has passed an examination prescribed by the
308 department and administered by the American Registry of Radiologic
309 Technologists or (2) is registered by the American Registry of
310 Radiologic Technologists and has performed venipuncture in the
311 course of his employment for at least three years immediately
312 preceding June 29, 1993,] may perform venipuncture and administer
313 [intravenous] medication for diagnostic procedures.

314 Sec. 510. Subsection (b) of section 20-108 of the general statutes is
315 repealed and the following is substituted in lieu thereof (*Effective from*
316 *passage*):

317 (b) In lieu of the practical examination required by subsection (a) of
318 this section, an applicant for licensure may submit evidence of having
319 successfully completed not less than one year of graduate dental
320 training as a resident dentist in a program accredited by the
321 Commission on Dental Accreditation, provided [at the end of such
322 year of graduate dental training as a resident dentist, the supervising
323 dentist] the director of the dental residency program at the facility in
324 which the applicant completed the residency training provides
325 documentation satisfactory to the Department of Public Health
326 attesting to the resident dentist's competency in all areas tested on the
327 practical examination required by subsection (a) of this section. Not
328 later than December 1, 2005, the Dental Commission, in consultation
329 with the Department of Public Health, shall develop a form upon
330 which such documentation shall be provided.

331 Sec. 511. (NEW) (*Effective July 1, 2007*) There is established, within
332 the Department of Public Health, an Office of Oral Public Health. The

333 director of the Office of Oral Public Health shall be an experienced
334 public health dentist licensed to practice under chapter 379 of the
335 general statutes and shall:

336 (1) Coordinate and direct state activities with respect to state and
337 national dental public health programs;

338 (2) Serve as the department's chief advisor on matters involving oral
339 health; and

340 (3) Plan, implement and evaluate all oral health programs within
341 the department.

342 Sec. 512. Subsection (a) of section 20-195dd of the general statutes is
343 repealed and the following is substituted in lieu thereof (*Effective from*
344 *passage*):

345 (a) Except as provided in subsections (b) and (c) of this section, an
346 applicant for a license as a professional counselor shall submit
347 evidence satisfactory to the Commissioner of Public Health of having:
348 (1) Completed sixty graduate semester hours [deemed to be] in or
349 related to the discipline of counseling [by the National Board for
350 Certified Counselors, or its successor organization,] at a regionally
351 accredited institution of higher education, which included [the core
352 and clinical curriculum of the Council for Accreditation of Counseling
353 and Related Educational Programs and preparation in principles of
354 etiology, diagnosis, treatment planning and prevention of mental and
355 emotional disorders and dysfunctional behavior] coursework in each
356 of the following areas: (A) Human growth and development, (B) social
357 and cultural foundations, (C) counseling theories and techniques or
358 helping relationships, (D) group dynamics, (E) processing and
359 counseling, (F) career and lifestyle development, (G) appraisals or tests
360 and measurements for individuals and groups, (H) research and
361 evaluation, and (I) professional orientation to counseling; (2) earned,
362 from a regionally accredited institution of higher education [(A)] a
363 master's or doctoral degree [of at least forty-two graduate semester
364 hours with a major deemed to be in the discipline of counseling by the

365 National Board for Certified Counselors or its successor organization,
366 or (B) a master's degree with a major] in social work, marriage and
367 family therapy, counseling, psychology or a related mental health field
368 and a sixth-year degree [deemed to be] in the discipline of counseling;
369 [by the National Board for Certified Counselors or its successor
370 organization, or (C) a doctoral degree with a major deemed to be in the
371 discipline of counseling by the National Board for Certified Counselors
372 or its successor organization;] (3) acquired three thousand hours of
373 postgraduate-degree-supervised experience in the practice of
374 professional counseling, performed over a period of not less than one
375 year, that included a minimum of one hundred hours of direct
376 supervision by (A) a physician licensed pursuant to chapter 370 who
377 has obtained certification in psychiatry from the American Board of
378 Psychiatry and Neurology, (B) a psychologist licensed pursuant to
379 chapter 383, (C) an advanced practice registered nurse licensed
380 pursuant to chapter 378 and certified as a clinical specialist in adult
381 psychiatric and mental health nursing with the American Nurses
382 Credentialing Center, (D) a marital and family therapist licensed
383 pursuant to chapter 383a, (E) a clinical social worker licensed pursuant
384 to chapter 383b, (F) a professional counselor licensed, or prior to
385 October 1, 1998, eligible for licensure, pursuant to section 20-195cc, or
386 (G) a physician certified in psychiatry by the American Board of
387 Psychiatry and Neurology, psychologist, advanced practice registered
388 nurse certified as a clinical specialist in adult psychiatric and mental
389 health nursing with the American Nurses Credentialing Center,
390 marital and family therapist, clinical social worker or professional
391 counselor licensed or certified as such or as a person entitled to
392 perform similar services, under a different designation, in another state
393 or jurisdiction whose requirements for practicing in such capacity are
394 substantially similar to or higher than those of this state; and (4) passed
395 an examination prescribed by the commissioner.

396 Sec. 513. Subsection (a) of section 20-198 of the general statutes is
397 repealed and the following is substituted in lieu thereof (*Effective from*
398 *passage*):

399 (a) No person shall be granted a license to practice veterinary
400 medicine, surgery or dentistry until the department finds that such
401 person (1) was graduated with the degree of doctor of veterinary
402 medicine, or its equivalent, from a school of veterinary medicine,
403 surgery or dentistry which, at the time such person graduated, was
404 accredited by the American Veterinary Medical Association, or (2) if
405 graduated from a school located outside of the United States, its
406 territories or Canada, [has demonstrated to the satisfaction of the
407 department that such person has completed a degree program
408 equivalent in level, content and purpose to the degree of doctor of
409 veterinary medicine as granted by a school of veterinary medicine,
410 surgery or dentistry that is accredited by the] graduated from a
411 program acceptable to the American Veterinary Medical Association as
412 required to receive certification by the Educational Commission for
413 Foreign Veterinary Graduates. No person who was graduated from a
414 school of veterinary medicine, surgery or dentistry that is not
415 accredited by the American Veterinary Medical Association and that is
416 located outside the United States, its territories or Canada shall be
417 granted a license unless such person has also received certification
418 from the Educational Commission for Foreign Veterinary Graduates or
419 Program for the Assessment of Veterinary Education Equivalence.

420 Sec. 514. (NEW) (*Effective from passage*) The Commissioner of Public
421 Health shall carry out the commissioner's responsibilities with respect
422 to enforcement of the provisions of section 3 of public act 07-35 and
423 sections 20-206b and 20-206d of the general statutes, as amended by
424 public act 07-35, within available appropriations.

425 Sec. 515. Section 7-48a of the general statutes is repealed and the
426 following is substituted in lieu thereof (*Effective from passage*):

427 On and after January 1, 2002, each birth certificate shall be filed with
428 the name of the birth mother recorded. [Not later than forty-five days
429 after receipt of an order from a court of competent jurisdiction, the]
430 The Department of Public Health shall create a replacement certificate
431 in accordance with [the court's order] an order from a court of

432 competent jurisdiction not later than forty-five days after receipt of
433 such order or forty-five days after the birth of the child, whichever is
434 later. Such replacement certificate shall include all information
435 required to be included in a certificate of birth of this state as of the
436 date of the birth. When a certified copy of such certificate of birth is
437 requested by an eligible party, as provided in section 7-51, a copy of
438 the replacement certificate shall be provided. The department shall
439 seal the original certificate of birth in accordance with the provisions of
440 subsection (c) of section 19a-42. Immediately after a replacement
441 certificate has been prepared, the department shall transmit an exact
442 copy of such certificate to the registrar of vital statistics of the town of
443 birth and to any other registrar as the department deems appropriate.
444 The town shall proceed in accordance with the provisions of section
445 19a-42.

446 Sec. 516. Subsection (b) of section 52-380d of the general statutes is
447 repealed and the following is substituted in lieu thereof (*Effective July*
448 *1, 2007*):

449 (b) A release of a judgment lien on real property is sufficient if (1)
450 [it] the release specifies the names of the judgment creditor and
451 judgment debtor, the date of the lien, and the town and volume and
452 page where the judgment lien certificate is recorded, and (2) the
453 signature of the lienholder, attorney or personal representative is
454 acknowledged and witnessed in the same manner as a deed on real
455 property. The town clerk with whom the lien was recorded shall note
456 such release as by law provided and shall index the record of each
457 such release under the name of the judgment creditor and judgment
458 debtor, except that a manual notation of such release shall not be
459 required if such town clerk provides public access to an electronic
460 indexing system that combines the grantor index and the grantee index
461 of the town's land records.

462 Sec. 517. Section 7-24 of the general statutes is repealed and the
463 following is substituted in lieu thereof (*Effective October 1, 2008*):

464 (a) Each town clerk who is charged with the custody of any public
465 record shall provide suitable books, files or systems, acceptable to the
466 Public Records Administrator, for the keeping of such records and
467 may purchase such stationery and other office supplies as are
468 necessary for the proper maintenance of [his] the town clerk's office.
469 Such books, files or systems, and such stationery and supplies shall be
470 paid for by the town, and the selectmen of the town, on presentation of
471 the bill for such books and supplies properly certified to by the town
472 clerk, shall draw their order on the treasurer in payment for the same.
473 [Every] Each person who has the custody of any public record books of
474 any town, city, borough or probate district shall, at the expense of such
475 town, city, borough or probate district, cause them to be properly and
476 substantially bound. [He] Such person shall have any such records
477 which have been left incomplete made up and completed from the
478 usual files and memoranda, so far as practicable. [He] Such person
479 shall cause fair and legible copies to be seasonably made of any
480 records which are worn, mutilated or becoming illegible, and shall
481 cause the originals to be repaired, rebound or renovated, or [he] such
482 person may cause any such records to be placed in the custody of the
483 Public Records Administrator, who may have them repaired,
484 renovated or rebound at the expense of the town, city, borough or
485 probate district to which they belong. Any custodian of public records
486 who so causes such records to be completed or copied shall attest them
487 and shall certify, under the seal of [his] such custodian's office, that
488 they have been made from such files and memoranda or are copies of
489 the original records. Such records and all copies of records made and
490 certified to as provided [for] in this section and on file in the office of
491 the legal custodian of such records shall have the force of the original
492 records. All work done under the authority of this section shall be paid
493 for by the town, city, borough or probate district responsible for the
494 safekeeping of such records, but in no case shall expenditures
495 exceeding three hundred dollars be made for repairs or copying
496 records in any one year in any town or any probate district comprising
497 one town only, unless the same are authorized by a vote of the town,
498 [nor] or in any probate district [composed of] comprising two or more

499 towns, unless the same are authorized by the first selectmen of all the
500 towns included in such district.

501 (b) There shall be kept in each town proper books, or in lieu thereof
502 a recording system approved by the Public Records Administrator, in
503 which all instruments required by law to be recorded shall be recorded
504 at length by the town clerk within thirty days from the time they are
505 left for record.

506 (c) The town clerk shall, on receipt of any instrument for record,
507 write thereon the day, month, year and time of day when [he] the town
508 clerk received it, and the record shall bear the same date and time of
509 day; but [he] the town clerk shall not be required to receive any
510 instrument for record unless the fee for recording it is paid to [him] the
511 town clerk in advance, except instruments received from the state or
512 any political subdivision thereof. [, and, when he] When the town clerk
513 has received [it] any instrument for record, [he] the town clerk shall
514 not deliver it up to the parties or either of them until it has been
515 recorded. When any town clerk has, upon receiving any instrument for
516 record, written thereon the time of day when [he] the town clerk
517 received it [as well as] and the day and year of such receipt, and when
518 any town clerk has noted with the record of any instrument the time of
519 day when [he] the town clerk received the record, such entries of the
520 time of day shall have the same effect as other entries that are required
521 by law to be made.

522 (d) Each town clerk shall also, within twenty-four hours of the
523 receipt for record of any such instrument, enter in chronological order
524 according to the time of its receipt as endorsed thereon, (1) the names
525 of sufficient parties thereto to enable reasonable identification of the
526 instrument, (2) the nature of the instrument, and (3) the time of its
527 receipt.

528 (e) If the town clerk receives an instrument for record which [in his
529 opinion he] the town clerk deems to be illegible, [he] the town clerk
530 shall record such instrument, write thereon that it is being recorded as

531 an illegible instrument and, if there is a return address appearing on
532 such illegible instrument, give notice to the return addressee that a
533 legible instrument should be submitted for rerecording forthwith. The
534 fact that the town clerk records the instrument as an illegible
535 instrument shall not affect its priority or validity.

536 (f) Each instrument for record shall have a blank margin, that shall
537 be not less than three-fourths of an inch in width, surrounding each
538 page of the instrument. Each such instrument that is to be recorded in
539 the land records shall have a return address and addressee appearing
540 at the top of the front side of the first page of the instrument. The town
541 clerk shall not refuse to receive an instrument for record that does not
542 conform to any requirement set forth in this subsection, and the fact
543 that the town clerk records an instrument that does not conform to any
544 requirement set forth in this subsection shall not affect its priority or
545 validity.

546 Sec. 518. Section 7-29 of the general statutes is repealed and the
547 following is substituted in lieu thereof (*Effective July 1, 2007*):

548 When any town clerk has recorded any instrument that the town
549 clerk knows to be a release, partial release or assignment of a mortgage
550 or lien recorded on the records of such town, the town clerk shall make
551 a notation on the first page where such mortgage or lien is recorded,
552 stating the book and page where such release, partial release or
553 assignment is recorded, except that a manual notation of such release,
554 partial release or assignment shall not be required if such town clerk
555 provides public access to an electronic indexing system that combines
556 the grantor index and the grantee index of the town's land records. [If
557 the land records are not maintained in a paper form, the town clerk
558 shall make the notation on the digitized image of the first page of such
559 mortgage or lien in a form or manner approved by the Public Records
560 Administrator.]

561 Sec. 519. Subsection (a) of section 7-34a of the general statutes is
562 repealed and the following is substituted in lieu thereof (*Effective July*

563 1, 2007):

564 (a) Town clerks shall receive, for recording any document, ten
565 dollars for the first page and five dollars for each subsequent page or
566 fractional part thereof, a page being not more than eight and one-half
567 by fourteen inches. Town clerks shall receive, for recording the
568 information contained in a certificate of registration for the practice of
569 any of the healing arts, five dollars. Town clerks shall receive, for
570 recording documents conforming to, or substantially similar to, section
571 47-36c, which are clearly entitled "statutory form" in the heading of
572 such documents, as follows: For the first page of a warranty deed, a
573 quitclaim deed, a mortgage deed, or an assignment of mortgage, ten
574 dollars; for each additional page of such documents, five dollars; and
575 for each marginal notation of an assignment of mortgage, subsequent
576 to the first two assignments, one dollar. Town clerks shall receive, for
577 recording any document with respect to which certain data must be
578 submitted by each town clerk to the Secretary of the Office of Policy
579 and Management in accordance with section 10-261b, [the sum of] two
580 dollars in addition to the regular recording fee. Any person who offers
581 any written document for recording in the office of any town clerk,
582 which document fails to have legibly typed, printed or stamped
583 directly beneath the signatures the names of the persons who executed
584 such document, the names of any witnesses thereto and the name of
585 the officer before whom the same was acknowledged, shall pay one
586 dollar in addition to the regular recording fee. Town clerks shall
587 receive, for recording any deed, except a mortgage deed, conveying
588 title to real estate, which deed does not contain the current mailing
589 address of the grantee, [the sum of] five dollars in addition to the
590 regular recording fee. Town clerks shall receive, for filing any
591 document, five dollars; for receiving and keeping a survey or map,
592 legally filed in the town clerk's office, five dollars; and for indexing
593 such survey or map, in accordance with section 7-32, five dollars,
594 except with respect to indexing any such survey or map pertaining to a
595 subdivision of land as defined in section 8-18, in which event town
596 clerks shall receive fifteen dollars for each such indexing. Town clerks

597 shall receive, for a copy of any document either recorded or filed in
598 their offices, one dollar for each page or fractional part thereof, as the
599 case may be; for certifying any copy of the same, one dollar; for
600 making a copy of any survey or map, the actual cost thereof; and for
601 certifying such copy of a survey or map, one dollar. Town clerks shall
602 receive, for recording the commission and oath of a notary public, ten
603 dollars; and for certifying under seal to the official character of a
604 notary, two dollars.

605 Sec. 520. Section 11-8j of the general statutes is repealed and the
606 following is substituted in lieu thereof (*Effective July 1, 2007*):

607 As used in sections 11-8i to 11-8l, inclusive, "preservation and
608 management of historic documents" means activities that include, but
609 are not limited to, the following: (1) The restoration and conservation
610 of land records, land record indexes, maps or other records; (2) the
611 microfilming of land records, land record indexes, maps or other
612 records; (3) the use of information technology to facilitate the
613 performance of duties integral to the maintenance and tracking of
614 historic documents; (4) providing public access to an electronic
615 indexing system that combines the grantor index and the grantee index
616 of a town's land records; (5) the assessment or upgrading of records
617 retention facilities; [(5)] (6) disaster recovery; and [(6)] (7) the training
618 of personnel to perform duties integral to the maintenance and
619 tracking of historic documents.

620 Sec. 521. (NEW) (*Effective July 1, 2007*) Not later than January 1, 2009,
621 each town shall provide public access to an electronic indexing system
622 that combines the grantor index and the grantee index of the town's
623 land records.

624 Sec. 522. Section 20-65k of the general statutes is repealed and the
625 following is substituted in lieu thereof (*Effective October 1, 2007*):

626 (a) The commissioner shall grant a license to practice athletic
627 training to an applicant who presents evidence satisfactory to the
628 commissioner of having met the requirements of section 20-65j. An

629 application for such license shall be made on a form required by the
630 commissioner. The fee for an initial license under this section shall be
631 one hundred fifty dollars.

632 (b) A license to practice athletic training may be renewed in
633 accordance with the provisions of section 19a-88, provided any
634 licensee applying for license renewal shall maintain certification as an
635 athletic trainer by the Board of Certification, Inc., or its successor
636 organization. The fee for such renewal shall be one hundred dollars.

637 (c) The department may, upon receipt of an application for athletic
638 training licensure, accompanied by the licensure application fee of one
639 hundred fifty dollars, issue a temporary permit to a person who has
640 met the requirements of subsection (a) of section 20-65j, except that the
641 applicant has not yet sat for or received the results of the athletic
642 training certification examination administered by the Board of
643 Certification, Inc., or its successor organization. Such temporary permit
644 shall authorize the permittee to practice athletic training under the
645 supervision of a person licensed pursuant to subsection (a) of this
646 section. Such practice shall be limited to those settings where the
647 licensed supervisor is physically present on the premises and is
648 immediately available to render assistance and supervision, as needed,
649 to the permittee. Such temporary permit shall be valid for a period not
650 to exceed one hundred twenty calendar days after the date of
651 completion of the required course of study in athletic training and
652 shall not be renewable. Such permit shall become void and shall not be
653 reissued in the event that the permittee fails to pass the athletic
654 training certification examination. No permit shall be issued to any
655 person who has previously failed the athletic training certification
656 examination or who is the subject of an unresolved complaint or
657 pending professional disciplinary action. Violation of the restrictions
658 on practice set forth in this section may constitute a basis for denial of
659 licensure as an athletic trainer.

660 Sec. 523. Section 20-123a of the general statutes is repealed and the
661 following is substituted in lieu thereof (*Effective July 1, 2007*):

662 For purposes of this section and section 20-123b:

663 (a) "Conscious sedation" means a drug-induced state in which the
664 patient is calmed and relaxed, capable of making rational responses to
665 commands and has all protective reflexes intact, including the ability
666 to clear and maintain [his] the patient's own airway in a patent state,
667 but does not include nitrous oxide sedation or [any orally
668 administered sedation] the administration of a single oral sedative or
669 analgesic medication in a dose appropriate for the unsupervised
670 treatment of insomnia, anxiety or pain that does not exceed the
671 maximum recommended therapeutic dose established by the federal
672 Food and Drug Administration for unmonitored home use;

673 (b) "General anesthesia" means a controlled state of unconsciousness
674 produced by pharmacologic or nonpharmacologic methods, or a
675 combination thereof, accompanied by a partial or complete loss of
676 protective reflexes including an inability to independently maintain an
677 airway and to respond purposefully to physical stimulation or verbal
678 commands; and

679 (c) "Commissioner" means the Commissioner of Public Health.

680 Sec. 524. Section 22-6r of the general statutes is repealed and the
681 following is substituted in lieu thereof (*Effective from passage*):

682 (a) For purposes of this section:

683 (1) "Farmers' market" means a cooperative or nonprofit enterprise or
684 association that consistently occupies a given site throughout the
685 season, which operates principally as a common marketplace for a
686 group of farmers, at least two of whom are selling Connecticut-grown
687 fresh produce, to sell Connecticut-grown farm products directly to
688 consumers and to sell fresh produce to food service establishments, as
689 defined in section 19-13-B42 of the regulations of Connecticut state
690 agencies, and where the farm products sold are produced by the
691 participating farmers with the sole intent and purpose of generating a
692 portion of household income;

693 (2) "Fresh produce" means fruits and vegetables that have not been
694 processed in any manner;

695 (3) "Certified farmers' market" means a farmers' market that is
696 authorized by the commissioner to operate;

697 (4) "Farmer's kiosk" means a structure or area located within a
698 certified farmers' market used by a farm business to conduct sales of
699 Connecticut-grown farm products;

700 (5) "Connecticut-grown" means produce and other farm products
701 that have a traceable point of origin within Connecticut;

702 (6) "Farm" has the meaning ascribed to it in subsection (q) of section
703 1-1;

704 (7) "Farm products" means any fresh fruits, vegetables, mushrooms,
705 nuts, shell eggs, honey or other bee products, maple syrup or maple
706 sugar, flowers, nursery stock and other horticultural commodities,
707 livestock food products, including meat, milk, cheese and other dairy
708 products, food products of "aquaculture", as defined in subsection (q)
709 of section 1-1, including fish, oysters, clams, mussels and other
710 molluscan shellfish taken from the waters of the state or tidal
711 wetlands, products from any tree, vine or plant and their flowers, or
712 any of the products listed in this subdivision that have been processed
713 by the participating farmer, including, but not limited to, baked goods
714 made with farm products.

715 (b) A farmer's kiosk at a certified farmers' market shall be
716 considered an extension of the farmer's business and regulations of
717 Connecticut state agencies relating to the sale of farm products on a
718 farm shall govern the sale of farm products at a farmer's kiosk.

719 (c) (1) A farmer offering farm products for sale at a certified farmers'
720 market shall obtain and maintain any license required to sell such
721 products.

722 (2) A food service establishment, as defined in section 19-13-B42 of

723 the regulations of Connecticut state agencies, shall request and obtain
724 an invoice from the farmer or person selling fresh produce. The farmer
725 or person selling fresh produce shall provide to the food service
726 establishment an invoice that indicates the source and date of purchase
727 of the fresh produce at the time of the sale.

728 (d) Section 22-6g or this section shall not supersede the provisions of
729 any state or local health and safety laws, regulations or ordinances.

730 Sec. 525. Subsection (a) of section 19a-562 of the general statutes is
731 repealed and the following is substituted in lieu thereof (*Effective*
732 *October 1, 2007*):

733 (a) As used in this section, "Alzheimer's special care unit or
734 program" means any nursing facility, residential care home, assisted
735 living facility, adult congregate living facility, adult day care center,
736 hospice or adult foster home that locks, secures, segregates or provides
737 a special program or unit for residents with a diagnosis of probable
738 Alzheimer's disease, dementia or other similar disorder, in order to
739 prevent or limit access by a resident outside the designated or
740 separated area, [and] or that advertises or markets the facility as
741 providing specialized care or services for persons suffering from
742 Alzheimer's disease or dementia.

743 Sec. 526. Section 19a-562a of the general statutes, as amended by
744 section 1 of public act 07-34, is repealed and the following is
745 substituted in lieu thereof (*Effective October 1, 2007*):

746 (a) Each Alzheimer's special care unit or program shall annually
747 provide Alzheimer's and dementia specific training to all licensed and
748 registered direct care staff and nurse's aides who provide direct patient
749 care to residents enrolled in the Alzheimer's special care [units or
750 programs] unit or program. Such requirements shall include, but not
751 limited to, (1) not less than eight hours of dementia-specific training,
752 which shall be completed not later than six months after the date of
753 employment and not less than three hours of such training annually
754 thereafter, and (2) annual training of not less than two hours in pain

755 recognition and administration of pain management techniques for
756 direct care staff.

757 (b) Each Alzheimer's special care unit or program shall annually
758 provide a minimum of one hour of Alzheimer's and dementia specific
759 training to all unlicensed and unregistered staff, except nurse's aides,
760 who provide services and care to residents enrolled in the Alzheimer's
761 special care [units or programs] unit or program. For such staff hired
762 on or after October 1, 2007, such training shall be completed not later
763 than six months after the date of employment.

764 Sec. 527. Section 17a-145 of the general statutes is repealed and the
765 following is substituted in lieu thereof (*Effective July 1, 2007*):

766 No person or entity shall care for or board a child without a license
767 obtained from the Commissioner of Children and Families, except: (1)
768 When a child has been placed by a person or entity holding a license
769 from the commissioner; (2) any residential educational institution
770 exempted by the state Board of Education under the provisions of
771 section 17a-152; (3) residential facilities licensed by the Department of
772 Mental Retardation pursuant to section 17a-227; [or] (4) facilities
773 providing child day care services, as defined in section 19a-77; or (5)
774 any home that houses students participating in a program described in
775 subparagraph (B) of subdivision (8) of section 10a-29. The person or
776 entity seeking a child-care facility license shall file with the
777 commissioner an application for a license, in such form as the
778 commissioner furnishes, stating the location where it is proposed to
779 care for such child, the number of children to be cared for, in the case
780 of a corporation, the purpose of the corporation and the names of its
781 chief officers and of the actual person responsible for the child. The
782 Commissioner of Children and Families is authorized to fix the
783 maximum number of children to be boarded and cared for in any such
784 home or institution or by any person or entity licensed by the
785 commissioner. Each person or entity holding a license under the
786 provisions of this section shall file annually, with the commissioner, a
787 report stating the number of children received and removed during

788 the year, the number of deaths and the causes of death, the average
789 cost of support per capita and such other data as the commissioner
790 may prescribe. If the population served at any facility, institution or
791 home operated by any person or entity licensed under this section
792 changes after such license is issued, such person or entity shall file a
793 new license application with the commissioner, and the commissioner
794 shall notify the chief executive officer of the municipality in which the
795 facility is located of such new license application, except that no
796 confidential client information may be disclosed.

797 Sec. 528. Section 17b-261e of the general statutes is repealed and the
798 following is substituted in lieu thereof (*Effective from passage*):

799 The Commissioner of Social Services shall provide coverage for
800 isolation care and emergency services provided by the state's [critical
801 access] mobile field hospital to persons participating in the HUSKY
802 Plan Part A and Part B and fee for services Medicaid programs under
803 this chapter.

804 Sec. 529. Section 17b-261f of the general statutes is repealed and the
805 following is substituted in lieu thereof (*Effective from passage*):

806 There is established a [critical access] mobile field hospital account
807 which shall be a separate, nonlapsing account within the General
808 Fund. Moneys in the account shall be used by the Department of Social
809 Services to fund the operations of the [critical access] mobile field
810 hospital in the event of an activation. The account shall contain all
811 moneys required by law to be deposited in the account.

812 Sec. 530. Subsection (a) of section 19a-487 of the general statutes is
813 repealed and the following is substituted in lieu thereof (*Effective from*
814 *passage*):

815 (a) There is established a board of directors to advise the
816 Department of Public Health on the operations of the [critical access]
817 mobile field hospital. The board shall consist of the following
818 members: The Commissioners of Public Health, Emergency

819 Management and Homeland Security, Public Safety and Social
820 Services, or their designees, the Secretary of the Office of Policy and
821 Management, or the secretary's designee, the Adjutant General, or the
822 Adjutant General's designee, one representative of a hospital in this
823 state with more than five hundred licensed beds and one
824 representative of a hospital in this state with five hundred or fewer
825 licensed beds, both appointed by the Commissioner of Public Health.
826 The Commissioner of Public Health shall be the chairperson of the
827 board. The board shall adopt bylaws and shall meet at such times as
828 specified in such bylaws and at such other times as the Commissioner
829 of Public Health deems necessary.

830 Sec. 531. Section 19a-487a of the general statutes is repealed and the
831 following is substituted in lieu thereof (*Effective from passage*):

832 Any additional [critical access] mobile field hospital beds and
833 related equipment obtained for the purpose of enhancing the state's
834 bed surge capacity or providing isolation care under the state's public
835 health preparedness planning and response activities shall be exempt
836 from the provisions of subdivision (2) of subsection (a) of section 19a-
837 638.

838 Sec. 532. Section 19a-487b of the general statutes is repealed and the
839 following is substituted in lieu thereof (*Effective from passage*):

840 The Commissioner of Public Health shall adopt regulations, in
841 accordance with chapter 54, to implement [critical access] mobile field
842 hospital policies and procedures for isolation care and emergency
843 services.

844 Sec. 533. Subsection (m) of section 19a-490 of the general statutes is
845 repealed and the following is substituted in lieu thereof (*Effective from*
846 *passage*):

847 (m) ["Critical access"] "Mobile field hospital" means a modular,
848 transportable facility used intermittently, deployed at the discretion of
849 the Governor, or the Governor's designee, for the provision of medical

850 services at a mass gathering; for the purpose of training or in the event
851 of a public health or other emergency for isolation care purposes or
852 triage and treatment during a mass casualty event; or for providing
853 surge capacity for a hospital during a mass casualty event or
854 infrastructure failure.

855 Sec. 534. Subdivision (1) of section 19a-630 of the general statutes is
856 repealed and the following is substituted in lieu thereof (*Effective from*
857 *passage*):

858 (1) "Health care facility or institution" means any facility or
859 institution engaged primarily in providing services for the prevention,
860 diagnosis or treatment of human health conditions, including, but not
861 limited to: Outpatient clinics; outpatient surgical facilities; imaging
862 centers; home health agencies and [critical access] mobile field
863 hospitals, as defined in section 19a-490; clinical laboratory or central
864 service facilities serving one or more health care facilities, practitioners
865 or institutions; hospitals; nursing homes; rest homes; nonprofit health
866 centers; diagnostic and treatment facilities; rehabilitation facilities; and
867 mental health facilities. "Health care facility or institution" includes any
868 parent company, subsidiary, affiliate or joint venture, or any
869 combination thereof, of any such facility or institution, but does not
870 include any health care facility operated by a nonprofit educational
871 institution solely for the students, faculty and staff of such institution
872 and their dependents, or any Christian Science sanatorium operated,
873 or listed and certified, by the First Church of Christ, Scientist, Boston,
874 Massachusetts.

875 Sec. 535. Section 38a-498b of the general statutes is repealed and the
876 following is substituted in lieu thereof (*Effective from passage*):

877 Each individual health insurance policy providing coverage of the
878 type specified in subdivisions (1) to (13), inclusive, of section 38a-469
879 delivered, issued for delivery, renewed, amended or continued in the
880 state on or after July 1, 2005, shall provide benefits for isolation care
881 and emergency services provided by the state's [critical access] mobile

882 field hospital. Such benefits shall be subject to any policy provisions
883 [which] that apply to other services covered by such policy. The rates
884 paid by individual health insurance policies pursuant to this section
885 shall be equal to the rates paid under the Medicaid program, as
886 determined by the Department of Social Services.

887 Sec. 536. Section 38a-525b of the general statutes is repealed and the
888 following is substituted in lieu thereof (*Effective from passage*):

889 Each group health insurance policy providing coverage of the type
890 specified in subdivisions (1) to (13), inclusive, of section 38a-469
891 delivered, issued for delivery, renewed, amended or continued in the
892 state on or after July 1, 2005, shall provide benefits for isolation care
893 and emergency services provided by the state's [critical access] mobile
894 field hospital. Such benefits shall be subject to any policy provisions
895 [which] that apply to other services covered by such policy. The rates
896 paid by group health insurance policies pursuant to this section shall
897 be equal to the rates paid under the Medicaid program, as determined
898 by the Department of Social Services.

899 Sec. 537. Section 19a-196b of the general statutes is repealed and the
900 following is substituted in lieu thereof (*Effective from passage*):

901 (a) Each emergency medical service council and emergency medical
902 service system shall respond to and honor calls from any municipality
903 [which] that participates in another emergency medical service council
904 or emergency communication system or which is a member of an
905 agency [which] that participates in such council or system.

906 (b) Any licensed or certified ambulance may transport patients to
907 the state's mobile field hospital when the hospital has been deployed
908 by the Governor or the Governor's designee for the purposes specified
909 in subsection (m) of section 19a-490, as amended by this act.

910 Sec. 538. Section 20-578 of the general statutes is repealed and the
911 following is substituted in lieu thereof (*Effective October 1, 2007*):

912 (a) Information received by the department, the commission or the
913 Department of Public Health, through filed reports or inspection or as
914 otherwise authorized under chapters 418 and 420b and sections 20-570
915 to 20-630, inclusive, shall not be disclosed publicly in such a manner as
916 to identify individuals or institutions, except in a proceeding involving
917 the question of licensure or the right to practice. Nothing in this section
918 shall be construed to prohibit the commissioner from disclosing
919 information gained through the inspection of pharmacies and outlets
920 holding permits for the sale of nonlegend drugs if the commissioner
921 considers such disclosure to be in the interest of public health.

922 (b) Notwithstanding the provisions of subsection (a) of this section,
923 section 21a-265 and chapter 55, the Commissioners of Consumer
924 Protection and Public Health and the authorized agents of said
925 commissioners, in carrying out their duties under subsection (a) of this
926 section, may: (1) Exchange information relating to a license or
927 registration issued by their respective agencies, or (2) exchange
928 investigative information relating to violations of this chapter with
929 each other, with the Chief State's Attorney and with agencies charged
930 with the enforcement of pharmacy or drug laws of the United States,
931 this state and all other jurisdictions.

932 Sec. 539. Section 20-609 of the general statutes is repealed and the
933 following is substituted in lieu thereof (*Effective October 1, 2007*):

934 (a) A pharmacy license shall be conspicuously posted within the
935 pharmacy.

936 (b) Any person owning, managing or conducting any store, shop or
937 place of business not being a pharmacy who exhibits within or upon
938 the outside of such store, shop or place of business, or includes in any
939 advertisement the words "drug store", "pharmacy", "apothecary",
940 "drug", "drugs", "medicine shop", or any combination of such terms or
941 any other words, displays or symbols indicating that such store, shop
942 or place of business is a pharmacy shall be fined not more than two
943 hundred dollars or imprisoned not more than thirty days or both. The

944 provisions of this subsection shall not apply to any person who
945 provides pharmacy related services directly to pharmacies or
946 practitioners and does not offer such services and drugs or medical
947 services directly to the public.

948 Sec. 540. Section 21a-322 of the general statutes is repealed and the
949 following is substituted in lieu thereof (*Effective October 1, 2007*):

950 The commissioner may suspend, revoke or refuse to renew a
951 registration, place a registration on probation, place conditions on a
952 registration and assess a civil penalty of not more than one thousand
953 dollars per violation of this chapter, for sufficient cause. Any of the
954 following shall be sufficient cause for [suspension, revocation or
955 refusal to renew] such action by the commissioner: (1) The furnishing
956 of false or fraudulent information in any application filed under this
957 chapter; (2) conviction of a [felony] crime under any state or federal
958 law relating to [any] the registrant's profession, controlled [substance]
959 substances or drugs or fraudulent practices, including, but not limited
960 to, fraudulent billing practices; (3) failure to maintain effective controls
961 against diversion of controlled substances into other than duly
962 authorized legitimate medical, scientific, or commercial channels; (4)
963 the suspension, revocation, expiration or surrender of the practitioner's
964 federal controlled substance registration; (5) prescribing, distributing,
965 administering or dispensing a controlled substance in schedules other
966 than those specified in the practitioner's state or federal registration or
967 in violation of any condition placed on the practitioner's registration;
968 (6) the restriction, suspension, revocation or limitation of a professional
969 license or certificate as a result of a proceeding pursuant to the general
970 statutes; (7) abuse or excessive use of drugs; (8) possession, use,
971 prescription for use or distribution of controlled substances or legend
972 drugs, except for therapeutic or other proper medical or scientific
973 purpose; [and] (9) a practitioner's failure to account for disposition of
974 controlled substances as determined by an audit of the receipt and
975 disposition records of said practitioner; and (10) failure to keep records
976 of medical evaluations of patients and all controlled substances
977 dispensed, administered or prescribed to patients by a practitioner.

978 Sec. 541. Subsection (a) of section 20-195c of the general statutes is
979 repealed and the following is substituted in lieu thereof (*Effective from*
980 *passage*):

981 (a) Each applicant for licensure as a marital and family therapist
982 shall present to the department satisfactory evidence that such
983 applicant has: (1) Completed a graduate degree program specializing
984 in marital and family therapy from a regionally accredited college or
985 university or an accredited postgraduate clinical training program
986 approved by the Commission on Accreditation for Marriage and
987 Family Therapy Education and recognized by the United States
988 Department of Education; (2) completed [a minimum of twelve
989 months of] a supervised practicum or internship [to be completed
990 within a period not to exceed twenty-four consecutive months] with
991 emphasis in marital and family therapy supervised by the program
992 granting the requisite degree or by an accredited postgraduate clinical
993 training program, approved by the Commission on Accreditation for
994 Marriage and Family Therapy Education recognized by the United
995 States Department of Education in which the student received a
996 minimum of five hundred direct clinical hours that included one
997 hundred hours of clinical supervision; (3) completed a minimum of
998 twelve months of relevant postgraduate experience, including at least
999 (A) one thousand hours of direct client contact offering marital and
1000 family therapy services subsequent to being awarded a master's degree
1001 or doctorate or subsequent to the training year specified in subdivision
1002 (2) of this subsection, and (B) one hundred hours of postgraduate
1003 clinical supervision provided by a licensed marital and family
1004 therapist who is not directly compensated by such applicant for
1005 providing such supervision; and (4) passed an examination prescribed
1006 by the department. The fee shall be two hundred fifty dollars for each
1007 initial application.

1008 Sec. 542. (NEW) (*Effective from passage*) (a) On or before October 1,
1009 2007, the Commissioner of Public Health shall request information
1010 from one or more umbilical cord blood banks concerning the
1011 establishment of a public cord blood collection operation within this

1012 state to collect, transport, process and store cord blood units from
1013 Connecticut residents for therapeutic and research purposes. Any such
1014 request for information shall contain provisions inquiring about the
1015 ability of the umbilical cord blood bank to: (1) Establish and operate
1016 one or more collection sites within the state to collect a targeted
1017 number of cord blood units; (2) implement collection procedures
1018 designed to collect cord blood units that reflect the state's racial and
1019 ethnic diversity; (3) set up public cord blood collection operations not
1020 later than six months after execution of a contract with the state,
1021 provided the umbilical cord blood bank is able to negotiate any
1022 necessary contracts related to the collection sites within that time
1023 frame; (4) participate in the National Cord Blood Coordinating Center
1024 or similar national cord blood inventory center by listing cord blood
1025 units in a manner that assures maximum opportunity for use; (5) have
1026 a program that provides cord blood units for research and agree to
1027 provide cord blood units that are unsuitable for therapeutic use to
1028 researchers located within the state at no charge; and (6) maintain
1029 national accreditation by an accrediting organization recognized by the
1030 federal Health Resources and Services Administration.

1031 (b) On or before January 1, 2008, the Commissioner of Public Health
1032 shall submit, in accordance with section 11-4a of the general statutes, a
1033 summary of the responses to the request for information, along with
1034 any recommendations, to the Governor and the joint standing
1035 committee of the General Assembly having cognizance of matters
1036 relating to public health.

1037 Sec. 543. Subsection (d) of section 1 of house bill 5751 of the current
1038 session of the general statutes is repealed and the following is
1039 substituted in lieu thereof (*Effective October 1, 2007*):

1040 (d) The Commissioner of Social Services shall report, in accordance
1041 with section 11-4a of the general statutes, to the joint standing
1042 committees of the General Assembly having cognizance of matters
1043 relating to [social] human services and public health not later than
1044 January 1, 2011, concerning any increase in access to care at

1045 community-based health centers as a result of such pilot program.

1046 Sec. 544. Subdivision (6) of subsection (a) of section 20-127 of the
1047 general statutes, as amended by section 2 of public act 07-92, is
1048 repealed and the following is substituted in lieu thereof (*Effective*
1049 *October 1, 2007*):

1050 (6) "Noninvasive procedures" means procedures used to diagnose
1051 or treat a disease or abnormal condition of the human eye or eyelid
1052 excluding the lacrimal drainage system, lacrimal gland and structures
1053 posterior to the iris but including the removal of superficial foreign
1054 bodies of the cornea and the treatment of iritis, provided the
1055 procedures do not require an incision or use of a laser.

1056 Sec. 545. Section 19a-323 of the general statutes, as amended by
1057 section 7 of public act 07-104, is repealed and the following is
1058 substituted in lieu thereof (*Effective July 1, 2007*):

1059 (a) The body of any deceased person may be disposed of by
1060 incineration or cremation in this state or may be removed from the
1061 state for such purpose.

1062 (b) If death occurred in this state, the death certificate required by
1063 law shall be filed with the registrar of vital statistics for the town in
1064 which such person died, if known, or, if not known, for the town in
1065 which the body was found. The Chief Medical Examiner, Deputy Chief
1066 Medical Examiner, associate medical examiner, or an authorized
1067 assistant medical examiner shall complete the cremation certificate,
1068 stating that such medical examiner has made inquiry into the cause
1069 and manner of death and is of the opinion that no further examination
1070 or judicial inquiry is necessary. The cremation certificate [or, if the
1071 death occurred in another state, the permit for final disposition issued
1072 by the legally constituted authorities of the state from which such body
1073 was brought and indicating cremation for the body] shall be submitted
1074 to the registrar of vital statistics of the town in which such person died,
1075 if known, or, if not known, of the town in which the body was found,
1076 or with the registrar of vital statistics of the town in which the funeral

1077 director having charge of the body is located. Upon receipt of the
1078 cremation certificate, the registrar shall authorize the cremation
1079 certificate, keep it on permanent record, and issue a cremation permit,
1080 except that if the cremation certificate is submitted to the registrar of
1081 the town where the funeral director is located, such certificate shall be
1082 forwarded to the registrar of the town where the person died to be
1083 kept on permanent record. The estate of the deceased person, if any,
1084 shall pay the sum of forty dollars for the issuance of the cremation
1085 certificate or an amount equivalent to the compensation then being
1086 paid by the state to authorized assistant medical examiners, if greater.
1087 No cremation certificate shall be required [(1)] for a permit to cremate
1088 the remains of bodies pursuant to section 19a-270a. [, or (2) when the
1089 death occurred in another state and a permit for final disposition has
1090 been issued by the legally constituted authorities of the state from
1091 which such body was brought.] When the cremation certificate is
1092 submitted to a town other than that where the person died, the
1093 registrar of vital statistics for such other town shall ascertain from the
1094 original removal, transit and burial permit that the certificates required
1095 by the state statutes have been received and recorded, that the body
1096 has been prepared in accordance with the Public Health Code and that
1097 the entry regarding the place of disposal is correct. Whenever the
1098 registrar finds that the place of disposal is incorrect, the registrar shall
1099 issue a corrected removal, transit and burial permit and, after
1100 inscribing and recording the original permit in the manner prescribed
1101 for sextons' reports under section 7-72, shall then immediately give
1102 written notice to the registrar for the town where the death occurred of
1103 the change in place of disposal stating the name and place of the
1104 crematory and the date of cremation. Such written notice shall be
1105 sufficient authorization to correct these items on the original certificate
1106 of death. [No body shall be cremated until at least forty-eight hours
1107 after death, unless such death was the result of communicable disease,
1108 and no body shall be received by any crematory unless accompanied
1109 by the permit provided for in this section.] The fee for a cremation
1110 permit shall be three dollars and for the written notice one dollar. The
1111 Department of Public Health shall provide forms for cremation

1112 permits, which shall not be the same as for regular burial permits and
1113 shall include space to record information about the intended manner
1114 of disposition of the cremated remains, and such blanks and books as
1115 may be required by the registrars.

1116 (c) If the body of a deceased person is brought into this state for
1117 cremation and is accompanied by a permit for final disposition issued
1118 by a legally constituted authority of the state from which the body was
1119 brought, indicating cremation for the body, such permit shall be
1120 sufficient authority to cremate the body and no additional cremation
1121 certificate or permit shall be required.

1122 (d) No body shall be cremated until at least forty-eight hours after
1123 death, unless such death was the result of communicable disease, and
1124 no body shall be received by any crematory unless accompanied by the
1125 permit provided for in this section.

1126 Sec. 546. (*Effective from passage*) Notwithstanding any provision of
1127 the general statutes, the restoration project involving an existing
1128 swimming pool in the Bennet Middle School complex located in the
1129 National Landmark Historic District in the town of Manchester shall
1130 not be required to comply with the provisions of the Public Health
1131 Code or the State Building Code, provided prior to the commencement
1132 of such restoration project the town of Manchester enters into a written
1133 agreement with the Departments of Public Health and Public Safety
1134 holding said departments harmless from any liability associated with
1135 such restoration project, including the public use of such swimming
1136 pool. Nothing in this section shall be construed to prohibit the town of
1137 Manchester from seeking, or either department from providing,
1138 technical assistance concerning such restoration project.

1139 Sec. 547. Subsection (a) of section 17b-417 of the general statutes is
1140 repealed and the following is substituted in lieu thereof (*Effective from*
1141 *passage*):

1142 (a) The Office of the Long-Term Care Ombudsman shall develop
1143 and implement a pilot program, within available appropriations, to

1144 provide assistance and education to residents of managed residential
1145 communities, as defined in section 19-13-D105 of the regulations of
1146 Connecticut state agencies, who receive assisted living services from
1147 an assisted living services agency licensed by the Department of Public
1148 Health in accordance with chapter 368v. The assistance and education
1149 provided under such pilot program shall include, but not be limited to:
1150 (1) Assistance and education for residents who are temporarily
1151 [discharged] admitted to a hospital or long-term care facility and
1152 return to a managed residential community; (2) assistance and
1153 education for residents with issues relating to [an admissions contract]
1154 a residency agreement for a managed residential community; and (3)
1155 assistance and education for residents to assure adequate and
1156 appropriate services are being provided including, but not limited to,
1157 adequate and appropriate services for individuals with cognitive
1158 impairments.

1159 Sec. 548. Section 19a-79 of the general statutes is amended by adding
1160 subsection (d) as follows (*Effective from passage*):

1161 (NEW) (d) Any child day care center or group day care home that
1162 operates in a public school building and serves exclusively school-age
1163 children may apply for a variance to the physical plant requirements
1164 adopted as regulations pursuant to subsection (a) of this section on a
1165 form and in the manner prescribed by the Commissioner of Public
1166 Health. The commissioner may not grant a variance under this
1167 subsection unless (1) the operator of a child day care center or group
1168 day care home provides documentation to the commissioner that the
1169 intent of the specific requirement or requirements affected by the
1170 variance will be satisfactorily achieved in a manner other than that
1171 prescribed by the regulations, and (2) the child day care center or
1172 group day care home and the Department of Public Health enter into a
1173 written agreement specifying the physical plant requirement or
1174 requirements affected by the variance, the duration of the variance and
1175 the terms under which the variance is granted. If a child day care
1176 center or group day care home fails to comply with the terms of such
1177 written agreement, the agreement and the variance shall be subject to

1178 immediate cancellation. Any operator of a child day care center or
1179 group day care home who is granted a variance under this section
1180 shall post such variance in close proximity to the operator's license
1181 and, at the time of enrollment of any child in the child day care center
1182 or group day care home, and annually thereafter, notify the child's
1183 parents or guardians of such variance. Such notification shall include
1184 the specific physical plant requirement or requirements for which the
1185 variance has been granted and an explanation of how the child day
1186 care center or group day care home will achieve the intent of the
1187 specific requirement or requirements affected by the variance in a
1188 manner that protects the health and safety of the children enrolled in
1189 the child day care center or group day care home.

1190 Sec. 549. Section 19a-59c of the general statutes is repealed and the
1191 following is substituted in lieu thereof (*Effective October 1, 2007*):

1192 (a) The Department of Public Health is authorized to administer the
1193 federal Special Supplemental Food Program for Women, Infants and
1194 Children in the state, in accordance with federal law and regulations.
1195 The Commissioner of Public Health may adopt regulations, in
1196 accordance with the provisions of chapter 54, necessary to administer
1197 the program.

1198 (b) There is established a Women, Infants and Children Advisory
1199 Council consisting of the chairpersons of the joint standing committee
1200 of the General Assembly having cognizance of matters relating to
1201 public health; the Commissioner of Public Health or a designee; the
1202 executive director of the Commission on Children or a designee; a
1203 nutrition educator, appointed by the Governor; two local directors of
1204 the Women, Infants and Children program, one each appointed by the
1205 president pro tempore of the Senate and the speaker of the House of
1206 Representatives; two recipients of assistance under the Women, Infants
1207 and Children program, one each appointed by the majority leaders of
1208 the Senate and the House of Representatives; and two representatives
1209 of an anti hunger organization, one each appointed by the minority
1210 leaders of the Senate and the House of Representatives. Council

1211 members shall serve for a term of two years. The chairperson and the
1212 vice-chairperson of the council shall be elected by the full membership
1213 of the council. Vacancies shall be filled by the appointing authority.
1214 The council shall meet at least twice a year. Council members shall
1215 serve without compensation. The council shall advise the Department
1216 of Public Health on issues pertaining to increased participation and
1217 access to services under the federal Special Supplemental Food
1218 Program for Women, Infants and Children.

1219 Sec. 550. Subdivision (5) of subsection (a) of section 19a-91 of the
1220 general statutes, as amended by section 5 of public act 07-104, is
1221 repealed and the following is substituted in lieu thereof (*Effective from*
1222 *passage*):

1223 (5) "Disinfecting solution" means an aqueous solution or spray
1224 containing not less than five per cent phenol by weight, or an
1225 equivalent in germicidal action.

1226 Sec. 551. Subsection (a) of section 16-43 of the general statutes as is
1227 repealed and the following is substituted in lieu thereof (*Effective July*
1228 *1, 2007*)

1229 (a) A public service company shall obtain the approval of the
1230 Department of Public Utility Control to directly or indirectly (1) merge,
1231 consolidate or make common stock with any other company, or (2)
1232 sell, lease, assign, mortgage, except by supplemental indenture in
1233 accord with the terms of a mortgage outstanding May 29, 1935, or
1234 otherwise dispose of any essential part of its franchise, plant,
1235 equipment or other property necessary or useful in the performance of
1236 its duty to the public. Any such disposition of an essential part of such
1237 other real property of a public service company shall be by public
1238 auction or other procedure for public sale, provided such auction or
1239 public sale shall be conducted upon notice of auction or sale published
1240 at least once each week for two weeks preceding the date of such
1241 auction or sale in a newspaper having a substantial circulation in the
1242 county in which such property is located. The public service company

1243 shall submit evidence to the department of the notice given. On a
1244 showing of good cause by such company to use a means of disposal
1245 other than by public auction or other procedure for public sale, the
1246 department may, on a finding of such good cause, authorize the use of
1247 an alternative sales process. No public auction or other procedure for
1248 public sale shall be required for the sale or other disposition of real
1249 property by a water company to the state, a municipality or land
1250 conservation organization if at least seventy per cent of the area of the
1251 real property sold or disposed of is to be used for open space or
1252 recreational purposes, as defined in subsection (f) of section 16-50d,
1253 and if the consideration received for such sale or disposition is not less
1254 than the appraised value of such property. A public service company
1255 other than a water company may sell, lease, assign, mortgage or
1256 otherwise dispose of improved real property with an appraised value
1257 of two hundred fifty thousand dollars or less or unimproved real
1258 property with an appraised value of fifty thousand dollars or less
1259 without such approval. The department shall follow the procedures in
1260 section 16-50c for transactions involving unimproved land owned by a
1261 public service company other than a water company. A water
1262 company supplying water to more than five hundred consumers may
1263 sell, lease, assign, mortgage, or otherwise dispose of real property,
1264 other than public watershed or water supply lands, with an appraised
1265 value of fifty thousand dollars or less without such approval. The
1266 department shall not accept an application to sell watershed or water
1267 supply lands until the Commissioner of Public Health issues a permit
1268 pursuant to section 25-32. The condemnation by a state department,
1269 institution or agency of any land owned by a public service company
1270 shall be subject to the provisions of this subsection. On February 1,
1271 1996, and annually thereafter, each public service company shall
1272 submit a report to the Department of Public Utility Control of all real
1273 property sold, leased, assigned, mortgaged, or otherwise disposed of
1274 without the approval of said department during the previous calendar
1275 year. Such report shall include for each transaction involving such
1276 property, without limitation, the appraised value of the real property,
1277 the actual value of the transaction and the accounting journal entry

1278 which recorded the transaction.

1279 Sec. 552. Subdivision (3) of subsection (b) of section 19a-77 of the
1280 general statutes, as amended by section 1 of senate bill 1192 of the
1281 current session, is repealed and the following is substituted in lieu
1282 thereof (*Effective October 1, 2007*):

1283 (3) Classes in music, dance, drama and art that are no longer than
1284 two hours in length; classes that teach a single skill that are no longer
1285 than two hours in length; library programs that are no longer than two
1286 hours in length; scouting; [4-H; programs operated exclusively for]
1287 programs that offer exclusively sports activities; rehearsals; academic
1288 tutoring programs; or programs exclusively for children thirteen years
1289 of age or older.

1290 Sec. 553. Section 19a-420 of the general statutes, as amended by
1291 section 6 of senate bill 1192 of the current session, is repealed and the
1292 following is substituted in lieu thereof (*Effective September 1, 2007*):

1293 As used in this chapter:

1294 (1) "Youth camp" means any regularly scheduled program or
1295 organized group activity [that operates only during school vacations or
1296 on weekends and is] advertised as a camp or operated only during
1297 school vacations or on weekends by a person, partnership,
1298 corporation, association, the state or a municipal agency for
1299 recreational or educational purposes and accommodating for profit or
1300 under philanthropic or charitable auspices five or more children,
1301 under eighteen years of age, who are (A) not bona fide personal guests
1302 in the private home of an individual, and (B) living apart from their
1303 relatives, parents or legal guardian, for a period of three days or more
1304 per week or portions of three or more days per week, provided any
1305 such relative, parent or guardian who is an employee of such camp
1306 shall not be considered to be in the position of loco parentis to such
1307 employee's child for the purposes of this chapter, but does not include
1308 (i) classroom-based summer instructional programs operated by any
1309 person, provided no activities that may pose a health risk or hazard to

1310 participating children are conducted at such programs, (ii) schools
1311 which operate a summer educational program, (iii) licensed day care
1312 centers, [(iv) programs or parts of programs that accommodate
1313 children under three years of age or operate at times other than during
1314 school vacations or on weekends, or (v)] or (iv) drop-in programs for
1315 children who are at least six years of age administered by a nationally
1316 chartered boys' and girls' club;

1317 (2) "Resident camp" means any youth camp which is established,
1318 conducted or maintained on any parcel or parcels of land on which
1319 there are located dwelling units or buildings intended to accommodate
1320 five or more children who are at least three years of age and under
1321 sixteen years of age for at least seventy-two consecutive hours and in
1322 which the campers attending such camps eat and sleep;

1323 (3) "Day camp" means any youth camp which is established,
1324 conducted or maintained on any parcel or parcels of land on which
1325 there are located dwelling units or buildings intended to accommodate
1326 five or more children who are at least three years of age and under
1327 sixteen years of age during daylight hours for at least three days a
1328 week with the campers eating and sleeping at home, except for one
1329 meal per day, but does not include programs operated by a municipal
1330 agency;

1331 (4) "Person" means the state or any municipal agency, individual,
1332 partnership, association, organization, limited liability company or
1333 corporation;

1334 (5) "Commissioner" means the Commissioner of Public Health; and

1335 (6) "Department" means the Department of Public Health."